

ORIGINAL

BEFORE THE

Federal Communications Commission

WASHINGTON, D. C. 20554

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JUN 18 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of

MARTHA J. HUBER, et al.,

For Construction Permit for a
New FM Station on Channel 234A
in New Albany, Indiana

MM Docket No. 93-51

To: The Honorable Richard L. Sippel
Administrative Law Judge

STATUS REPORT

Staton Communications, Inc. ("Staton"), by its counsel and pursuant to footnote one of the Presiding Administrative Law Judge's Prehearing Conference Order, FCC 93M-114 (rel. March 19, 1993), hereby reports on behalf of all four parties on the status of discovery, settlement, and quantitative comparison under HHI.

Discovery. Discovery under the standard comparative issue is complete. Depositions were taken of Midamerica Electronics Service, Inc. ("Midamerica") principals Peter Boyce and Larry Young, individual applicants Martha Huber and Rita Reyna Brent, and Staton principals Mildred Staton and Kenneth Ramsey.

With respect to the newly enlarged issues, deposition notices

Settlement. The four parties remaining in the New Albany proceeding began settlement discussions on May 6, 1993. Via teleconference on that date, all parties indicated an openness to settlement, although the terms varied among the parties. Settlement discussions are continuing, but at this point no concrete proposals have been exchanged. The parties have agreed to postpone depositions on the specified financial issues to permit further exploration of a settlement.

Integration Proposals. In their standard integrated statements, the remaining four parties have specified the following integration proposals:

- 1) Midamerica. Mr. Peter Boyce owns 100% of the stock in Midamerica. Mr. Boyce proposes to work full time (at least 40 hours per week) as the General Manager of the station.
- 2) Staton. Ms. Mildred Staton is the President, Secretary/Treasurer and Sole Director of Staton. She holds a 20% equity interest in the corporation, and 100% voting interest. Ms. Staton proposes to work full time (at least 40 hours per week) as the station's General Manager.
- 3) Huber. Ms. Martha J. Huber is an individual applicant. She proposes to work full time (a minimum of 40 hours per week) as General Manager of the station.
- 4) Brent. Ms. Rita Reyna Brent is an individual applicant. She proposes to work full time (at least 40 hours per week) as the station's General Manager.

Because each applicant proposes full integration, each would

be afforded the maximum allowable integration points (10,000) under HHI.

Respectfully submitted,

STATON COMMUNICATIONS, INC.

By:


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June 18, 1993

CERTIFICATE OF SERVICE

I, Adriana Escalante, a paralegal in the law firm of McFadden, Evans & Sill, do hereby certify that true and correct copies of the foregoing "Status Report" were mailed this 18th day of June, 1993, by First Class U.S. Mail, postage prepaid, to the following:

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